



PCT
PATENT
Attorney Docket No. 401548

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

MASAKI et al.

Application No. 10/084,614

Art Unit: Unassigned

Examiner: Unassigned

Filed: February 4, 2002

For: **BIDDING MECHANISM FOR
DETERMINING PRIORITY NEWORK
CONNECTIONS**

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Notification of Missing Requirements mailed May 12, 2003, Applicants request that the Notice be withdrawn because it has been sent in error.

According to the Notice, although a Declaration was received, the Declaration is defective because it does not identify the application to which it is directed. The Notification states that the Declaration must identify the application by the international application number and international filing date.

The patent application was filed with two Declarations, one Declaration signed by each of the two inventors. Although there is no statement that no Declaration was received, to prove the filing of the Declarations, a copy of the postcard received from the U.S. Patent and Trademark Office and indicating the presence of the Declarations is attached.

Also attached are copies of the two Declarations filed with the patent application. Attention is directed to the first page of each of the two Declarations where the international application to which the Declarations pertain is identified along with the international filing date. These Declarations are entirely consistent with the requirements of the U.S. Patent and Trademark Office and the statement in the Notification to the contrary is erroneous. No surcharge is due and there is no deadline to be met for the completion of this application.

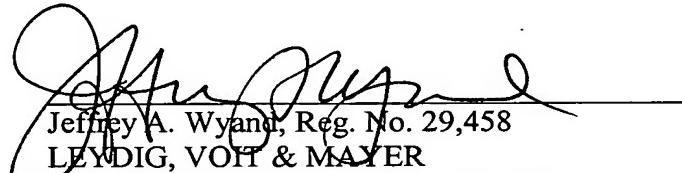
In re Appln. of MASAKI et al.
Application No. 10/084,614

The Notification states that an additional claim fee of \$1,638.00 is required because of the presence of ninety-one (91) claims over twenty (20).

Presumably a copy of the correct application, which was published as WO 01/97500 is present in the file. If a copy is not present, then an additional copy is supplied herewith. The application includes eighteen (18) pages and a total of twenty-two (22) claims with two (2) independent claims. The correct filing fee of \$820.00 was paid at the time the patent application was filed. It is difficult to imagine where the idea arose that there are ninety-one (91) excess claims pending in this patent application or that there is any additional filing fee due.

In view of the errors in the Notification as proven by the attached documents, a formal notice that the Notification has been withdrawn is respectfully requested.

Respectfully submitted,



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Date: May 23, 2003

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JAW/etp

The Patent Office acknowledges, and has stamped hereon, the date of the receipt of
the items checked below:

Docket No.: 401548/SOGA

10/048614

Inventor(s): MASAKI ET AL

Title: BIDDING MECHANISM FOR DETERMINING PRIORITY NETWORK
CONNECTIONS

Transmittal Letter for a
(2 pages; w/duplicate copy)

Rule 53(b) appln Rule 53(c) provisional appln
 §371 national phase appln of PCT/US00/16443

No. Pages of Spec.: _____ + Abstract No. Pages of Claims: _____ No. Sheets of Drawings: _____

Application Data Sheet

Fee \$820.00

Declarations

Assignments & Fee

Priority Document

Small Entity Statement(s) ()

Return Receipt Postcard

Check Charged to Deposit Account

Associate Power of Attorney

Preliminary Amendment

Information Disclosure Statement

PTO-1449 (pages) & documents

JGW/Rad PCT/PTO 04 FEB 2002

Best Available Copy